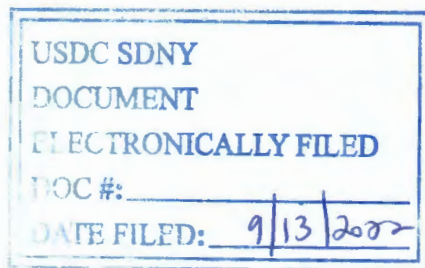


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September 8, 2022

VIA ECF

Hon. Colleen McMahon, U.S.D.J.
Daniel Patrick Moynihan
United States Courthouse
500 Pearl Street
New York, NY 10007-1312

*Conference re-scheduled to
9/22/2022 at 9:45 a.m.*

Colleen McMahon
9/13/2022

Re: *Building Service 32BJ Pension Fund v. River Tower Owner LLC*
Civil Action No.: 1:22-cv-01195-CM

Dear Judge McMahon:

This firm represents Defendant/Third-Party Plaintiff River Tower Owner, LLC ("River Tower") in the above action. We write to request a brief adjournment of the Conference Call in the above action. The call was scheduled today at 10:30 AM but Plaintiff's counsel did not call in. Nonetheless, as I explained to Caroline during the call, all parties' counsel conferred yesterday, including Plaintiff's counsel, and we are currently in meaningful talks about a potential resolution, at least in part. A one-week adjournment of the call with Your Honor should be sufficient for all counsel to discuss the open issues with their clients.

We appreciate the Court's consideration.

Respectfully submitted,

s/Gary M. Fellner

Gary M. Fellner

cc: All Counsel of Record via ECF

ATTORNEYS AT LAW